



3743

DOCKET NO. MUR-024-USA-PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

In re Application of:
N. Higo, et al.

FEB 23 2004

Serial No.: 09/701,558

TECHNOLOGY CENTER R3700

Art Unit: 3743

Filed: December 5, 2000

Examiner: S. D'Agostino

For: Iontophoresis Device And Method For Detecting Physiological Substances

REQUEST FOR RESCINDMENT OF ABANDONMENT PURSUANT TO MPEP 711.03

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the official Notice of Abandonment mailed November 3, 2003, in the matter of the above-identified application, the undersigned kindly responds as follows:

An official Notice of Abandonment was mailed in the above-identified application on November 3, 2003, indicating that the application was abandoned for failure to timely file a reply to the Office Action mailed December 3, 2002. However, a Response and Petition for Extension of Time was timely filed by mail (with the required Certificate of Mailing) in this case on May 5, 2003. As proof of the filing of same, attached hereto is a copy of the filed Response and Petition for Extension of Time.

In addition, attached hereto is a copy of both the front and back of our cashed check submitted to the U.S. Patent and Trademark Office, for the fee associated with the Petition for Extension of Time. The application serial number and docket number can be clearly seen on the front

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of the check. Further, the back of the check indicates that the funds were credited to the Patent and Trademark Office, for credit to the U.S. Treasury, on May 8, 2003.

In view of the timely filing of Response in this case, as well as the evidence of same presented above, it is believed that immediate rescindment of the abandonment in the present application is appropriate. Rescindment of the abandonment herein is accordingly respectfully requested.

In view of the foregoing, it is respectfully submitted that the application is now in condition for allowance and early action and allowance thereof is accordingly respectfully requested. In the event there is any reason why the abandonment of the application cannot be rescinded at the present time, it is respectfully requested that the Examiner contact the undersigned at the number listed below to resolve any problems.

Respectfully submitted,

TOWNSEND & BANTA

A handwritten signature in black ink, appearing to read "Donald E. Townsend", written over the printed name.

Donald E. Townsend
Reg. No. 22,069

Donald E. Townsend, Jr.

Donald E. Townsend, Jr.
Reg. No. 43,198

Date: February 17, 2004

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